

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY  
CAMDEN VICINAGE

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FRANCIENNA B. GRANT,

Plaintiff,

v.

OMNI HEALTH CARE SYSTEMS OF  
NJ, INC., et al

Defendants.

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Civil No. 08-306 (RMB/AMD)

**MEMORANDUM AND ORDER**

**BUMB, United States District Judge:**

On October 26, 2009, this Court entered an Order dismissing the Plaintiff's Complaint with prejudice [Docket Entry No. 118]. In that Order, the Court directed the Defendants to notify the Court whether or not it intended to pursue its counterclaim against the Plaintiff. On October 29, 2009, Defendants informed the Court that it did not wish to pursue its counterclaim and requested that the Court dismiss the counterclaim without prejudice [Docket Entry No. 119]; accordingly, for good cause shown;

IT IS ON THIS 30th day of October 2009, **ORDERED** that the counterclaim be and is hereby **DISMISSED WITHOUT PREJUDICE**; and

IT IS FURTHER **ORDERED** that the Clerk of the Court shall

close this file; and

IT IS FURTHER **ORDERED** that this Court shall retain jurisdiction to entertain the pending motion for attorneys' fees [Docket Entry No. 113].

s/Renée Marie Bumb  
RENÉE MARIE BUMB  
United States District Judge